## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF IOWA

IN RE:	) CHAPTER 7
	) CASE NO. 23-00484
BDC Group, Inc.	)
-	) NOTICE OF AND MOTION FOR
	) COMPROMISE OR SETTLEMENT
Debtor(s).	) OF CONTROVERSY WITH
	) LISTO SERVICES, LLC

The undersigned Trustee has entered into a compromise or settlement of controversy and moves the court to approve the following:

The case trustee has identified \$31,300 in payments made by the Debtor to Listo Services, LLC that may constitute preferential payments totaling \$14,265 within ninety (90) days pre-petition within the meaning of 11 U.S.C.§547.

After discussions, the parties have agreed to settle the legal dispute for \$7,138, to be paid upon entry of a Court Order approving this settlement. The settlement funds will be held pending disposition of the appeal in the Federal District Court, NDIA.

In light of the uncertainty of litigation, the requirement that jurisdiction would be in a foreign country, the disputed defenses of Ordinary Course of Business, the pending appeal in this case, the looming deadline for bringing avoidance actions, the legal issues involved, and the additional time and expenses involved in prosecuting these possibly preferential payments, the Trustee submits that the 50% recovery as proposed herein is fair and reasonable.

NOTICE IS HEREBY GIVEN that objections must be served on the undersigned trustee, the United States Trustee, 111 7<sup>th</sup> Avenue SE Box 17, Cedar Rapids, Iowa 52401, debtor(s), debtor(s) counsel and filed with the Clerk of Bankruptcy Court at 111 7<sup>th</sup> Avenue SE Box 15, Cedar Rapids, Iowa 52401 on or before 4:30 p.m., June 06, 2025.

NOTICE IS FURTHER GIVEN that timely filed objections will be set for hearing by separate notice. If no objections are filed, a separate order will enter.

I hereby certify that on this date a copy of this Notice and Motion was served on the U.S. Trustee, debtor(s), debtor(s) counsel, and all creditors or other parties-in-interest who have filed a request for notice pursuant to Local Bankruptcy Rule 2002-1(b).

NOTE: Service List/Clerk's Mailing Matrix attached

Case 23-00484 Label Matrix for local noticing 0862-1 Case 23-00484 Northern District of Iowa Cedar Rapids Fri May 16 06:47:49 CDT 2025

Doc 603 Filed 05/16/25 Entered 05/16/25 06:56:38 Desc Main

1 Stop Offific Revices Page 2 of 21 1 Stop Utility & Construction 5636 Kendall Ct Unit A Arvada, CO 80002-2747

5636 Kendall Ct Unit A Arvada, CO 80002-2747

ABB (Fastwyre) 1605 Washington St Blair, NE 68008-1655 AG & EG, LLC c/o Andrew Galinsky 3900 Vandalia Road Des Moines, IA 50317-1550 ARIZONA DEPARTMENT OF REVENUE Office of the Arizona Attorney General c/o Tax, Bankruptcy and Collection Sct 2005 N Central Ave, Suite 100 Phoenix, AZ 85004-1546

AT&T Services, Inc. Attn: Contract Admin 14575 Presidio Square Blvd Houston, TX 77083-1586

AUS Inc 137 NE 48th Pl Des Moines, IA 50313-2343

Abram V Carls Simmons Perrine Moyer Bergman 115 Third Street SE, Suite 1200 Cedar Rapids, IA 52401-1266

Acme Tools 1943 Blairs Ferry Rd NE Cedar Rapids, IA 52402-5811 Adam Martin 1285 Hickory Ridge Dr Marion, IA 52302-0059

Adam Verastegui 3023 SW Butternut Dr Ankeny, IA 50023-7201

(p) ADVANCED TOWER SERVICES LLC ATTN AMANDA PEREA 2417 BAYLOR DR SE ALBUQUERQUE NM 87106-3205

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(p) ALLIANT ENERGY 300 E SHERIDAN AVE CENTERVILLE IA 52544-2625 Allied Glass 1575 Ketelsen Dr Ste 500 Hiawatha, IA 52233-2220 Ally Bank AIS Portfolio Services, LLC 4515 N Santa Fe Ave. Dept. APS Oklahoma City, OK 73118-7901

Ally Bank c/o AIS Portfolio Services, LLC 4515 N. Santa Fe Ave. Dept. APS Oklahoma City, OK 73118-7901

Ally Financial PO Box 380902 Bloomington, MN 55438-0902 Ally Finanical PO Box 380901 Bloomington, MN 55438-0901

(p) ALTORFER INC PO BOX 1347 CEDAR RAPIDS IA 52406-1347 American Boring Inc 6895 Pickering Rd Carroll, OH 43112-9614

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Bulldog Pipe 8991 West Business 60 Mountain Grove, MO 65711-2289

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Carrier Access IT, LC 1275 NW 128th St Clive, IA 50325-7403

Carrier Access IT, LC 9440 Atlantic Dive SW, Suite 2 Cedar Rapids, IA 52404-8916

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Cellco Partnership d/b/a Verizon Wireless William M Vermette 22001 Loudoun County PKWY Ashburn, VA 20147-6122

Centurylink Centurylink Communications, LLC. 1025 El Dorado Blvd. (Attn:Legal-BKY) Broomfield, CO 80021-8254

Chad Harris 261 Sunset Lane Hiawatha, IA 52233 Case 23-00484 Doc 603 Filed 05/16/25 Entered 05/16/25 06:56:38 Desc Main Chantilly Crushed Stone, Inc.

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DM Concrete, LLC 2462 10th Ave Marion, IA 52302-2123 Case 23-00484 DTCenter 1, Bldg C UOA c/o CGR Comm Mgmt, LLC 23465 Rock Haven Way, Ste. 205 Sterling, VA 20166-4429

DVA, Document Page 6 of 21 Ditch Witch of Virginia AEGIS Law - Eric Langston 601 S. Lindbergh Blvd. Frontenac, MO 63131-2733

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Ditch Witch Financial Services 8418 Canyon Drive Armarillo, TX 79119-7200

Ditch Witch Financial Services a program of Bank of the West 1625 W Fountainhead Pkwy AZ-FTN-10C-A Tempe, AZ 85282-2371

Ditch Witch of Virginia 11053 Washington Hwy Glen Allen, VA 23059-1905

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Division of Child Support Enforcement Bankruptcy Unit P.O. Box 71900 Henrico, VA 23255-1900

Divvy Credit Card Case 23-00484 13707 S 200 W Ste 100

Doc 603 (b) DOMINION LINERAL AIRCHNIS DOUGHAR CHASTINY RICHMOND VA 23261-6666

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Echo Group Inc. PO Box 336 Council Bluffs, IA 51502-0336 Edge Consulting Engineers, Inc 624 Water Street Prairie du Sac, WI 53578-1027

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Elmer Pereira 15095 Arum Pl Woodbridge, VA 22191-3847 Euler Hermes N. A. Insurance Co. as Agent fo 800 Red Brook Blvd, #400C Owings Mills, MD 21117, MD 21117-5173

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Case 23-00484 Five Star Communications, LLC 725 S 33rd St Omaha, NE 68105-1411

Doc 603 Filed 05/16/25 Entered 05/16/2 Five Stat Granning at the 8 of 21 c/o David J. Skalka, Esq. Filed 05/16/25 Entered 05/16/25 06:56:38 Desc Main 2120 South 72nd Street, Suite 1200 Omaha, NE 68124

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7529 S. Storm Mtn

L & Document, Inc Page 12 of 21

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Case 23-00484 Doc 603 Filed 05/16/25 Entered 05/16/25 06:56:38 Desc Main Mobine Mobine Mobine Manchester Leasing Service Inc MOB BOTTUI FIETHS, II Page 13 of 21 13709 80th Terrace Live Oak, FL 32060-8825

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Case 23-00484 Doc 603 Filed 05/16/25 Entered 05/16/25 06:56:38 Desc Main Price Builders LLC Primus Electronics Prite less Landsfape Page 15 of 21 7015 Lancaster Thornville Rd NE Pleasantville, OH 43148-9738

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USTDW PO Box 365 Walford, IA 52351-0365

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Virginia Employment Commission PO Box 26441 Richmond, VA 23261-6441

Virginia Ground Covers 21585 Cascades Parkway Sterling, VA 20166-9209 Case 23-00484 WI Department of Workforce Development Unemployment Insurance Division PO Box 7945 Madison, WI 53707-7945

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Wisconsin Department of Revenue PO Box 8901 Madison, WI 53708-8901

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Younts Contracting LLP 2622 120th St Tabor, IA 51653-5008

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Case 23-00484 Doc 603 Filed 05/16/25 Entered 05/16/25 06:56:38 Desc Main Star Equipment Itd (d) Sheets Sterling, inc Treasurer of VA Page 20 of 21 PO Box 615 P.O. Box 570 1401 2nd Ave Sterling, VA 20167 Des Moines, IA 50314 Richmond, VA 23218-0570 U.S. Attorney (SBA) U.S. Small Business Administration (d) US Attorney (IRS) 111 7th Avenue SE, Box 1 Attn: Michelle Chesebro, Attorney 111 7th Avenue SE #1 Cedar Rapids, IA 52401 332 S. Michigan, Suite 600 Cedar Rapids, IA 52401 Chicago, IL 60604 The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address. (u), IA (d) Ally Bank, c/o AIS Portfolio Services, LLC (u) BANK OF AMERICA, N.A. 4515 N Santa Fe Ave. Dept. APS Oklahoma City, OK 73118-7901 (u) BMO Bank N.A., f/k/a Bank of the West, d/b (u) Breakout Capital Finance, LLC (u) Dennis Bruce (u) Deere Credit Inc. (d) Complete Design Solutions, LLC (u) Daniel R. Schmoldt Enterprises Inc. 3620 Developers Rd. 4807 Rockside Road, Suite 240 Indianapolis, IN 46227-3520 (d) East Central Iowa Council of Governments (d) Edge Consulting Engineers, Inc. (d) Farmers & Merchants Savings Bank 700 16th Street NE 624 Water Street 200 First Street SW Suite 301 Prairie Du Sac, WI 53578-1027 Cedar Rapids, IA 52404-5735 Cedar Rapids, IA 52402-4665 (u) Five Star Communications, LLC (d) Green Note Capital Partners SPV LLC (d) Guy M. Turner, Inc. 1019 Avenue P Suite 401 PO Box 7776 Brooklyn, NY 11223-2366 Greensboro, NC 27417-0776 (u) Hiawatha Properties LLC (d) HM Cragg Co (u) Herc Rentals, Inc. 7490 Bush Lake Road

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Edina, MN 55439-2801

(u) Isotropic Network, Inc.

(u) John Deere Construction & Forestry Company

 $\underset{\text{(d) Keystone Savings Bank}}{\text{Case 23-00484}}$ 81 Main Street PO Box 367 Keystone, IA 52249-0367

Doc 603 Filea vo. Page 21 of 21 West Pacific Drilling, Inc. PO Box 882

Silverton, OR 97381-0882

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